

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

JAMES BIRKAN.

Case No. 2:16-cv-02060-APG-PAL

**Plaintiff.**

## **ORDER DENYING MOTION TO DISMISS AS MOOT**

v.

(ECF No. 29)

SETERUS, INC., et al.,

### Defendants.

10 In light of the stipulation to dismiss defendant Innovis Data Solutions, Inc. (ECF No. 31),  
11 defendant Innovis Data Solutions, Inc.’s motion to dismiss (**ECF No. 29**) is **DENIED as moot**.

DATED this 3rd day of January, 2017.

**ANDREW P. GORDON  
UNITED STATES DISTRICT JUDGE**

15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28